

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: April 21, 1999

ANALYST: Neil Evans

I. COMMITTEE: Society of Independent Gasoline Marketers of
America Political Action Committee (C00120030)
Thomas L. Robinson, Treasurer
(10/5/98 to Present)
Millicent Hurlbut
(Pre-1/1/97 to 10/4/98)
11911 Freedom Drive Suite 590
Reston, VA 20190

II. RELEVANT STATUTE: 2 U.S.C. § 434 (a)(4)(A)(i)
11CFR §104.5(c)(1)(i)(A)

III. BACKGROUND:

Failure to File the 1998 Year End Report

The Society of Independent Gasoline Marketers of America Political Action Committee ("the Committee") has failed to file the 1998 Year End Report of Receipts and Disbursements covering the period November 24, 1998 through December 31, 1998.

The Committee was notified of the due date for the 1998 Year End Report in the Prior Notices mailed on December 29, 1997 and December 30, 1998 (Attachment 2). A Non-Filer Notice was sent to the Committee via mailgram on March 2, 1999, referencing the 1998 Year End Report (Attachment 3).

On March 29, 1999, Mr. Caplain returned the call made to him earlier in the day by the Reports Analysis Division ("RAD") analyst. The analyst informed him that the 1998 Year End Report was not filed by the Committee and that failure to file the report may result in a fine or legal action taken against the Committee. Mr. Caplain cited turnover within the organization as the problem. The individual who customarily filed the report was no longer with the Committee. Also, he stated that he did not receive a copy of the Form 3X. The analyst confirmed that Mr. Caplain had the proper address of the Commission, gave him the FlashFax phone number, associated FlashFax document numbers, and the web site of the Commission so that he could get copies of the FORM 3X. The analyst also provided him with the electronic filing office phone number to order a copy of FECfile so that, for future election cycles, the Committee can file quickly and get confirmation of receipt from the Commission immediately. He stated that he would complete the report and send it by certified mail to the Commission (Attachment # 4).

As of this date, the report has not been filed.

COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C)

PAGE 3

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	COVERAGE DATES	# OF PAGES	IMAGE LOCATION TYPE OF FILER
SOCIETY OF INDEPENDENT GASOLINE MARKETERS OF AMERICA PAC CONNECTED ORGANIZATION: SIGMA (SOC/IND GASOLINE MKTNG/AMER)				ID 8C88128838	NON-PARTY QUALIFIED	
1997	APRIL QUARTERLY	18,497	9,751	1JAN97 -31MAR97	9	97FEC/195/8341
	1'ST LETTER INFORMATIONAL NOTICE			1JAN97 -31MAR97	3	97FEC/238/2625
	JULY QUARTERLY	14,891	12,828	1APR97 -30JUN97	10	97FEC/216/1815
	JULY QUARTERLY - AMENDMENT	14,891	12,828	1APR97 -30JUN97	14	97FEC/242/3686
	YEAR-END	31,587	17,648	1JUL97 -31DEC97	15	98FEC/276/2892
	YEAR-END - AMENDMENT	30,257	17,648	1JUL97 -31DEC97	4	98FEC/357/4984
1998	STATEMENT OF ORGANIZATION - AMENDMENT			16OCT98	2	98FEC/374/2968
	APRIL QUARTERLY	33,434	15,287	1JAN98 -31MAR98	10	98FEC/381/3298
	APRIL QUARTERLY - AMENDMENT	33,434	15,287	1JAN98 -31MAR98	2	98FEC/357/4988
	JULY QUARTERLY	36,673	18,241	1APR98 -30JUN98	11	98FEC/328/1886
	JULY QUARTERLY - AMENDMENT	36,673	18,241	1APR98 -30JUN98	2	98FEC/357/4998
	OCTOBER QUARTERLY	14,473	68,746	1JUL98 -30SEP98	14	98FEC/368/2176
	PRE-GENERAL	1,358	0	1OCT98 -14OCT98	4	98FEC/384/4338
	POST-GENERAL	7,981	2,511	15OCT98 -23NOV98	6	98FEC/483/2961
	NOTICE OF FAILURE TO FILE			24NOV98 -31DEC98	2	98FEC/436/1892
TOTAL		157,476	0 136,124 0	188 TOTAL PAGES		

All reports are reviewed.

Ending cash-on-hand as of 12/31/98: \$80,240

Outstanding debts owed by/to the committee as 12/31/98: \$0

YEAR-END

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 29, 1997

WHO MUST FILE

Party committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file a Year-End Report on January 31, 1998.

I. Semi-annual Filers

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	
Year-End	07/01/97 - 12/31/97	01/31/98	01/31/98

II. Monthly Filers

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	
Year-End	12/01/97 - 12/31/97	01/31/98	01/31/98

LABEL

Committees should affix the peel-off label from the envelope to line 1 of the report. Corrections should be made on the label.

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

ELECTRONIC FILING

For reports covering activity occurring in 1997 (and later), political committees have the option of filing electronically. If you are interested in this option, review the enclosed handout entitled "Electronic Filing Gets Underway at FEC," and call the Data Division at (800) 424-9530 or (202) 219-3730.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

** Reports sent by registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

(over)

PARTIES AND PACS

YEAR-END

1998 FILING SCHEDULE

I. QUARTERLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	DATE
April Quarterly	01/01/98 - 03/31/98	04/15/98	04/15/98
July Quarterly	04/01/98 - 06/30/98	07/15/98	07/15/98
October Quarterly	07/01/98 - 09/30/98	10/15/98	10/15/98
Pre-General	10/01/98 - 10/14/98	10/19/98	10/22/98
Post-General	10/15/98 - 11/23/98	12/03/98	12/03/98
Year-End	11/24/98 - 12/31/98	01/31/99	01/31/99

II. MONTHLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	DATE
February	01/01/98 - 01/31/98	02/20/98	02/20/98
March	02/01/98 - 02/28/98	03/20/98	03/20/98
April	03/01/98 - 03/31/98	04/20/98	04/20/98
May	04/01/98 - 04/30/98	05/20/98	05/20/98
June	05/01/98 - 05/31/98	06/20/98	06/20/98
July	06/01/98 - 06/30/98	07/20/98	07/20/98
August	07/01/98 - 07/31/98	08/20/98	08/20/98
September	08/01/98 - 08/31/98	09/20/98	09/20/98
October	09/01/98 - 09/30/98	10/20/98	10/20/98
Pre-General	10/01/98 - 10/14/98	10/19/98	10/22/98
Post-General	10/15/98 - 11/23/98	12/03/98	12/03/98
Year-End	11/24/98 - 12/31/98	01/31/99	01/31/99

24 HOUR REPORT ON INDEPENDENT EXPENDITURES

Any PAC that makes independent expenditures in connection with an election may have to file a 24 hour report. This reporting requirement is triggered if the committee makes independent expenditures aggregating \$1,000 or more after the 20th day, but more than 24 hours, before the day of the election.

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YEAR-END
REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 30, 1998

WHO MUST FILE

Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file a Year-End Report.

QUARTERLY AND MONTHLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT.	FILING
		MAILING DATE**	DATE
Year-End	11/24/98 - 12/31/98	01/31/99	01/31/99

LABEL

Committees should affix the peel-off label from the envelope to line i of the report. Corrections should be made on the label.

CHANGE IN FILING FREQUENCY

Committees wishing to change their reporting schedule (for example, from monthly to quarterly) must notify the Commission in writing when they file their next report due under their current reporting schedule. Committees may change their filing frequencies no more than once per calendar year.

ELECTRONIC FILING

Political committees have the option of filing electronically. If you are interested in this option, review the enclosed handout entitled "Electronic Filing of Disclosure Reports," and call the Data Division at (800) 424-9530 or (202) 694-1250.

COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

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(over)

PARTIES AND PACS

Year-End

I. SEMIANNUAL FILERS

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Mid-Year	01/01/99 - 06/30/99	07/31/99	07/31/99
Year-End	07/01/99 - 12/31/99	01/31/00	01/31/00

II. MONTHLY FILERS

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
February	01/01/99 - 01/31/99	02/20/99	02/20/99
March	02/01/99 - 02/28/99	03/20/99	03/20/99
April	03/01/99 - 03/31/99	04/20/99	04/20/99
May	04/01/99 - 04/30/99	05/20/99	05/20/99
June	05/01/99 - 05/31/99	06/20/99	06/20/99
July	06/01/99 - 06/30/99	07/20/99	07/20/99
August	07/01/99 - 07/31/99	08/20/99	08/20/99
September	08/01/99 - 08/31/99	09/20/99	09/20/99
October	09/01/99 - 09/30/99	10/20/99	10/20/99
November	10/01/99 - 10/31/99	11/20/99	11/20/99
December	11/01/99 - 11/30/99	12/20/99	12/20/99
Year-End	12/01/99 - 12/31/99	01/31/00	01/31/00

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered.

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FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100


**WESTERN
UNION**

WESTERN UNION COMMERCIAL SERVICES
CONFIRMATION OF MAILGRAM TO: THOMAS L ROBINSON
SOCIETY OF IND GAS MARKETERS/AMERICA PAC
11911 FREEDOM DRIVE SUITE 590
RESTON VA 20190

FEDERAL ELECTION COMMISSION
SHAWN WERTH
999 E ST. NW.
WASHINGTON DC 204630001

MARCH 2, 1999

IDENTIFICATION NUMBER: C00120030

REFERENCE: YEAR-END (11/24/1998 - 12/31/1998)

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED. YOU WERE PREVIOUSLY NOTIFIED OF THE DUE DATE FOR THIS REPORT.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C., 20463. A COPY OF THE REPORT OR RELEVANT PORTIONS SHOULD ALSO BE FILED WITH THE SECRETARY OF STATE OR EQUIVALENT STATE OFFICER.

ALTHOUGH THE COMMISSION MAY INITIATE AN AUDIT OR LEGAL ENFORCEMENT ACTION CONCERNING THIS MATTER, YOUR PROMPT RESPONSE AND A LETTER OF EXPLANATION WILL BE TAKEN INTO CONSIDERATION.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT NEIL A. EVANS ON OUR TOLL FREE NUMBER (800)424-9530. OUR LOCAL NUMBER IS (202)694-1130.

SINCERELY,

JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

TELECON

ANALYST:	Neil Evans
COMMITTEE:	SOCIETY OF INDEPENDENT GAS MARKETERS OF AMERICA PAC
SUBJECT(S):	Failure to File the 1998 Year End Report

DATE:	3/29/1999
CONVERSATION WITH:	Mr. Caplain

Mr. Caplain returned the call made to him earlier in the day by me. I informed him that the Year End Report was not filed by the Committee and that failure to file the report may result in a fine or legal action taken against the Committee. Mr. Caplain cited turnover within the organization as the problem. The individual who customarily filed the report was no longer with the PAC. Also, he stated that he did not receive a copy of the FORM 3X. I confirmed that Mr. Caplain had the proper address and gave him the FlashFax number, associated document numbers, and the web site of the Commission so that he could get copies of the FORM 3X. I also provided him with the electronic filing office phone number to order a copy of FECfile so that for future election cycles the committee can file quickly and get confirmation of receipt from the Commission immediately. He stated that he would complete the report and certify mail it to the Commission.